



## **AGENDA**

### **Board of Adjustment REGULAR MEETING**

**DAY & DATE:** Wednesday, June 4, 2003  
**TIME:** 6:00 PM  
**LOCATION:** 3939 N Drinkwater Boulevard  
City Hall Kiva

#### **CALL TO ORDER**

#### **ROLL CALL**

#### **APPROVAL OF MINUTES**

**BOARD MOVED TO RESUBMIT THE MINUTES TO THE PREPARER FOR CORRECTIONS IN SPELLING, SYNTAX, AND GRAMMAR; MOTION PASSED 7-0. MOTION BY BOARD MEMBER WALSH; BOARD MEMBER SANDS SECONDED.**

1. May 7, 2003

#### **REGULAR AGENDA**

2. **5-BA-2003 (Waxman / Morrison Property Variance)** Request for a ruling to determine if this new proposal constitutes a Material Change from prior case 12-BA-2002 (per Board of Adjustment Rules of Procedure, Section IV. Powers and Duties., 403. Resubmittals). **Staff contact is Keith Niederer, 480-312-4211. Applicant contact is Marcia Morrison, 480-946-8346.**

**BOARD MEMBER WALSH MOVED THAT THE BOARD OF ADJUSTMENT RECOGNIZE THAT AT SUCH TIME AS THE ABANDONMENT IS APPROVED BY THE CITY OF PHOENIX, AND THE TEN FEET OF ROADWAY IS PERFECTED, ALL FACTS AND CIRCUMSTANCE HAVE BEEN SATISFIED INCLUDING RECORDATION BY MARICOPA COUNTY, THAT THIS BOARD AUTHORIZE STAFF TO SCHEDULE A REHEARING WITH ALL THE PROPER PARAMETERS ATTENDANT TO POSTING THE AGENDA. MOTION WITHDRAWN.**

**THE BOARD MOVED THAT OFFICIAL ABANDONMENT BY THE CITY OF PHOENIX OF THE TEN FEET OF PROPERTY UNDER DISCUSSION BE CONSIDERED A MATERIAL CHANGE, IF AND ONLY IF, IT DOES BECOME FINAL UNDER THE LAW OF THE STATE OF ARIZONA AND THE CITY OF PHOENIX, AND THAT THE BOARD DIRECTS STAFF, IN THE EVENT THIS DOES BECOME FINAL UNDER THE LAWS, TO SCHEDULE THE VARIANCE FOR THE NEXT AVAILABLE MEETING AFTER SUCH FINAL ACTION OCCURS; MOTION PASSED 7-0. MOTION BY VICE CHAIR KUHSTOSS; BOARD MEMBER WALDMAN SECONDED.**

## **ADJOURNMENT**

The Board of Adjustment consists of:

James Vail, Chairman; Terry Kuhstoss, Vice Chairman; Jennifer Goralski, Carol Perica, Norman Sands, Neal Waldman, Laurel Walsh, Commissioners.



Persons with a disability may request a reasonable accommodation such as a sign language interpreter, by contacting the City Clerk's Office at 480-312-2412. Requests should be made as early as possible to allow time to arrange accommodation.